

W.P. No. 46 (M/S) of 2006

With

Urgency Appl. No. 419 of 2006

Misc. Appl. No. 420 of 2006

Hon'ble P.C. Pant, J.

Heard.

By means of this writ petition, the petitioner has challenged the order dated 08.10.2004 whereby the Trial Court has refused to stay the proceedings under Section 10 of the C.P.C., of S.C.C. Suit No. 9/99 pending before the Judge of Small Causes Court/Civil Judge (Junior Division), Haridwar.

The impugned order discloses that the issue involved in Appeal No. 445/2000 is different than the issue involved in the S.C.C. Suit No. 9/99. The Trial Court has passed detailed order showing grounds for not staying the proceedings of the S.C.C. suit. There is no illegality in the impugned order.

Therefore, the petition is dismissed in limine.

Both urgency application and stay applications also stand disposed of.

(P.C. Pant, J.)

Vacation Juge

25.01.2006

Shiv